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20 Attorneys for Defendants Orkin, Inc.  
(f/k/a Orkin Exterminating Company, Inc.)  
21 and Rollins, Inc.

22 **UNITED STATES DISTRICT COURT**  
23 **NORTHERN DISTRICT OF CALIFORNIA**  
24

25 RONALD KRZYZANOWSKI AND  
ILEANA KRZYZANOWSKI on behalf of  
26 themselves and all others similarly situated,

27 Plaintiffs,

28 vs.

ORKIN EXTERMINATING COMPANY,

Case No. C07-05362 SBA

**JOINT STIPULATION REGARDING  
RESPONSIVE PLEADING  
DEADLINE FOR FIRST AMENDED  
COMPLAINT AND ORDER  
THEREON**

1 INC.; ROLLINS, INC.

2 Defendants.

3  
4  
5  
6 Plaintiffs Ronald and Ileana Kryzanowski ("Plaintiffs") and Defendants Orkin  
7 Exterminating Company, Inc. and Rollins, Inc. ("Defendants" and, together with  
8 Plaintiffs, the "Parties"), by and through their undersigned counsel of record, hereby  
9 stipulate, and request the Court to order, as follows:

10  
11 **WHEREAS** the First Amended Complaint in this matter was filed by Plaintiffs  
12 on March 16, 2009;

13  
14 **WHEREAS** Defendants have met and conferred with Plaintiffs regarding  
15 various portions of the First Amended Complaint that Defendants believe should be  
16 stricken and/or dismissed;

17  
18 **WHEREAS** Plaintiffs agreed to prepare a Second Amended Complaint and  
19 present it to Defendants for their consideration;

20  
21 **WHEREAS** the Parties filed a Joint Stipulation on April 2, 2009, requesting that  
22 the Court order that Defendants need not respond to the First Amended Complaint, or  
23 file any motions addressing such First Amended Complaint, until April 15, 2009;

24  
25 **WHEREAS** the Court entered an order in accordance with the Joint Stipulation  
26 on April 6, 2009;

27 ///

28 ///

**WHEREAS** the Parties need more time to finish their meet and confer efforts on Plaintiffs' Proposed Second Amended Complaint, and the Parties mutually agree, and request that the Court order, that Defendants need not respond to the First Amended Complaint, or file any motions addressing such First Amended Complaint, until April 20, 2009 (which deadline would become moot when Plaintiffs' Second Amended Complaint is filed).

**IT IS SO STIPULATED:**

Dated: April 15, 2009

CAMPBELL LAW  
Thomas F. Campbell  
D. K. McGowin

By: /s/ D. K. McGowin  
D. K. McGowin

Attorneys for Plaintiffs Ronald and Ileana  
Krzyzanowski

Dated: April 15, 2009

CALL, JENSEN & FERRELL  
A Professional Corporation  
Mark L. Eisenhut  
Matthew R. Orr

By: /s/ Mark L. Eisenhut  
Mark L. Eisenhut

Attorneys for Defendants Orkin, Inc. (f/k/a Orkin  
Exterminating Co., Inc.) and Rollins, Inc.

1 UNITED STATES DISTRICT COURT  
2 NORTHERN DISTRICT OF CALIFORNIA

3 RONALD KRZYZANOWSKI AND  
4 ILEANA KRZYZANOWSKI, on behalf of  
themselves and all others similarly situated,

5 Plaintiffs,

6 vs.

7 ORKIN EXTERMINATING COMPANY,  
8 INC.; ROLLINS, INC.

9 Defendants.  
10  
11

Case No. 3:07-cv-05362-SBA (EDL)

**ORDER ON JOINT STIPULATION  
FOR EXTENSION TO RESPOND TO  
PLAINTIFFS' FIRST AMENDED  
COMPLAINT**

12  
13  
14 The Court having fully considered the Joint Stipulation For Extension to  
15 Respond to Plaintiffs' First Amended Complaint, hereby Orders that: Defendants shall  
16 have until April 20, 2009 to respond to Plaintiffs' First Amended Complaint. Should  
17 Plaintiffs file a Second Amended Complaint on or before April 20, 2009, Defendants  
18 would not be required to respond to the First Amended Complaint.  
19

20 Dated:4/17/09

21   
22 HON. SANDRA B. ARMSTRONG  
23 U.S. District Court Judge  
24

25 CH1 4651312v.1  
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